IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

DAVID DEJESUS, SR.

:

Plaintiff,

v. : Civil Action No. 06-209-JJF

:

WARDEN RAPHAEL WILLIAMS, :
CMS, DANA BAKER, and :
WILLIAM JOYCE :

:

Defendants.

ORDER

WHEREAS, Defendant Warden Raphael Williams filed a Motion To Dismiss (D.I. 29);

WHEREAS, Plaintiff's Answering Brief to the Motion To Dismiss was due November 6, 2006;

WHEREAS, to date, Plaintiff has failed to file an Answering Brief to the Motion;

NOW THEREFORE, IT IS HEREBY ORDERED that Plaintiff shall file an Answering Brief to the Motion no later than Friday,

November 17, 2006. If Plaintiff fails to file a response, the Court will decide the Motion on the papers submitted.

November <u>9</u>, 2006